

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

GREEN RIVER ELECTRIC CORPORATION)

COMPLAINANT)

v.)

KENTUCKY UTILITIES COMPANY)

DEFENDANT)

CASE NO. 98-215

ORDER TO SATISFY OR ANSWER

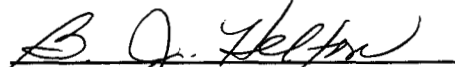
Kentucky Utilities Company ("KU") is hereby notified that it has been named as defendant in a formal complaint filed on April 24, 1998, a copy of which is attached hereto.

Pursuant to 807 KAR 5:001, Section 12, KU is HEREBY ORDERED to satisfy the matters complained of or file a written answer to the complaint within 10 days from the date of service of this Order.

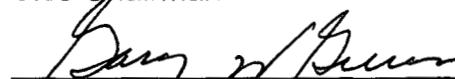
Should documents of any kind be filed with the Commission in the course of this proceeding, the documents shall also be served on all parties of record.

Done at Frankfort, Kentucky, this 4th day of May, 1998.

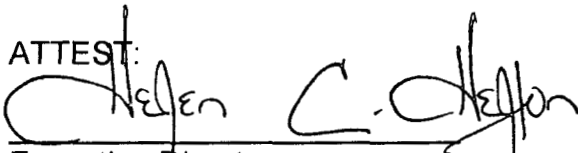
PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:


Executive Director

BD

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED
APR 24 1998
PUBLIC SERVICE
COMMISSION

GREEN RIVER ELECTRIC CORPORATION, COMPLAINANT)

VS.

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)
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KENTUCKY UTILITIES COMPANY, DEFENDANT)

C O M P L A I N T

The complaint of GREEN RIVER ELECTRIC CORPORATION respectfully shows:

(a) GREEN RIVER ELECTRIC CORPORATION ("Green River Electric") is a corporation duly created under KRS 279.010 et seq. Its mailing address is Post Office Box 1389, Owensboro, Kentucky 42302-1389.

(b) KENTUCKY UTILITIES COMPANY ("KU") is a Kentucky corporation with mailing address of One Quality Street, Lexington, Kentucky 40507. KU's resident agent for service of process at this address is George S. Brooks, II.

(c) Green River Electric and KU are both retail electric suppliers as defined under KRS 278.010(4).

(d) Green River Electric and KU have adjacent service territories in Hopkins County, Kentucky, certified under KRS 278.016 et seq.

(e) Carhartt, Inc. is a corporation that is constructing or causing to be constructed a building and appurtenances ("facility") in the vicinity of the community of Hanson in Hopkins County, Kentucky. The facility will be used for the operation of a distribution center and will be located exclusively in Green River Electric's service territory.

(f) Based on information and belief, Green River Electric alleges that KU is supplying electric service for the construction of the facility and thereafter plans to supply electric service for the operation of the distribution center.

(g) Under KRS 278.016 to .018 and all other applicable law Green River Electric has the right to supply electric service for the construction of the Carhartt, Inc. facility and thereafter to supply electric service for the operation of the distribution center. An order should be entered granting Green River Electric this service right and the defendant should be enjoined from furnishing service to Carhartt, Inc., at the aforementioned location in Hopkins County, Kentucky.

WHEREFORE, Green River Electric requests:

1. That order be entered granting Green River Electric the exclusive right to provide electric service to Carhartt, Inc. at the aforementioned location in Hopkins County, Kentucky.
2. That defendant KU be enjoined from furnishing service to Carhartt, Inc. at said location.
3. That Green River Electric be afforded all proper relief.

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